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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 CEMENT MASONS TRUST FUND FOR
NORTHERN CALIFORNIA; CEMENT
13 MASONS VACATION-HOLIDAY TRUST
FUND FOR NORTHERN CALIFORNIA;
14 CEMENT MASONS PENSION TRUST
FUND FOR NORTHERN CALIFORNIA; and
15 CEMENT MASONS TRAINING TRUST
FUND FOR NORTHERN CALIFORNIA,,
16

17 Plaintiffs,

18 vs.

19 SOAVE CONSTRUCTION, INC., formerly
known as SOAVE-LEHRE
20 CONSTRUCTION, INC., a California
corporation; and MICHAEL ANTHONY
SOAVE, an individual,
21

22 Defendants.

Case No.: 3:14-cv-01403 MEJ

**CASE MANAGEMENT STATEMENT;
~~PROPOSED~~ ORDER THEREON**

Date: June 26, 2014

Time: 10:00 AM

Loc.: Ctrm. B, 15th Flr., San Francisco

Before: Hon. Maria-Elena James

23 Plaintiffs provide this abbreviated Case Management Conference Statement.

24 On March 26, 2014, Plaintiffs filed their Complaint For Damages for Breach of
25 Collective Bargaining Agreement, To Recover Unpaid Trust Fund Contributions, For Breach of
26 Fiduciary Duty, And For Mandatory Injunction. (Docket no. 1.)

27 On April 7, 2014, service was effected on defendant Soave Construction, Inc. (Docket
28 no. 8.)

As of May 8, 2014, Soave Construction had not filed a response to the Complaint. As a result, plaintiffs requested that the Clerk enter the default of Soave Construction. (Docket no. 9.)

On May 12, 2014, the default as to Soave Construction was entered. (Docket no. 14.)

On May 21, 2014, substitute service was effected on defendant Michael Soave by serving his wife, Martha Soave. (Docket no. 11.) Multiple attempts were made to serve Michael Soave. (See Declaration of Diligence, Docket no. 11-2.)

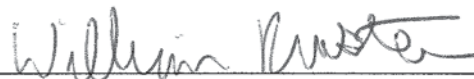
On May 27, 2014, Michael Soave was also served by mail. (Docket no. 11-1.)

Michael Soave's response to the Complaint is not due until June 27, 2014.

As there is a case management conference currently scheduled for June 26, 2014 (i.e. one day before Michael Soave's response is due), Plaintiffs respectfully request that this Court continue the currently scheduled case management conference and related deadlines for approximately sixty days.

DATED: June 5, 2014

BULLIVANT HOUSER BAILEY PC

By 
 RONALD L. RICHMAN
 SUSAN J. OLSON
 WILLIAM J. RUSTEEN

Attorneys for Plaintiffs

15040040.1

PROPOSED ORDER

Pursuant to the Plaintiffs' request to continue the case management conference and good cause appearing:

IT IS HEREBY ORDERED that the June 26, 2014, case management conference be continued to August 28, 2014 at 10:00 a.m., Courtroom B, 15th floor. A case management statement shall be filed seven (7) days prior to the next scheduled case management conference. If plaintiffs file their motion for default judgment prior to the rescheduled case management conference, the case management conference will be vacated.

DATED: June 5, 2014

By


HON. MARIA-ELENA JAMES
UNITED STATES MAGISTRATE JUDGE